



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In repatent application of

Applicant: Serial No.: Platt, et al. 09/870,292

Filed:

May 30, 2001

For:

**Auto Playlist Generator** 

Art Unit:

2183

Examiner: Unknown RECEIVED

AUG 2 7 2003

Technology Center 2100

SUPPLEMENTAL INFORMATION DISCLOSURE STATES

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

1. Pursuant to 37 C.F.R. 1.97 and 1.98, and in compliance with 37 C.F.R. 1.56, the Office's attention is directed to the patents, publications and other information listed on the attached PTO-1449. A copy of each listed document is enclosed except for: (a) pending applications or (b) those previously cited or submitted to the Office in the following application(s) upon which this application relies for an earlier filing date under 35 U.S.C. 120:

Serial No.: Filing Date:

Regarding any document, publication or other information for which a date is not given on the attached PTO-1449, Applicant(s) believe(s) the same may qualify as "prior" art to this application and should be treated accordingly, although Applicant(s) reserve(s) the right to contest the prior art status of any document, publication or information, should issue arise.

- 2. Regarding each listed document that is not in the English language, an English-language translation accompanies this Statement as indicated on the attached PTO-1449 or a concise explanation of the relevance of the document is set forth in the following document(s):
  - Copy of each English language version of a search report indicating the degree of relevance found by the foreign office of each document being submitted from the search report.
  - (b) Attachment entitled "Concise Explanation of Relevance of Non-English Language Documents".
  - 3. Pursuant to 37 C.F.R. 1.97(b) this Statement is being filed (one must be checked):
    - (a) Within 3 months of the filing date or date of entry into the National Stage.
    - (b) X Before the mailing date of a first Office Action on the merits. If this Statement is not filed before the mailing date of a first Office Action on the merits, the required certification is given below or, in the absence thereof, the Office is authorized to charge the required fee set forth in 37 C.F.R.
    - After the period set forth in 37 C.F.R. 1.97(b) but before the mailing date of either a final action or a

notice of allowance.

- (1) \_\_\_\_ The required certification is given below, or
- (2) \_\_\_ Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p) for consideration of this Statement.
- (d) \_\_\_\_ After the mailing date of either a final action or a notice of allowance, but before payment of the issue fee. Petition hereby is made for consideration of this Statement and the required certification is indicated below.
  - (1) \_\_\_ Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(i)(1), or
- 4. Certification (if applicable)
  - (a) \_\_\_ The undersigned hereby certifies that each item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this Statement.
  - (b) \_\_\_\_ The undersigned hereby certifies that no item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the undersigned's knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than 3 months prior to the filing of this Statement.

Respectfully Submitted,

AMIN & TUROCY, LLP

Jeffrey R. Sadlowski Reg. No. 47,914

AMIN & TUROCY, LLP 24<sup>TH</sup> Floor, National City Center 1900 E. 9<sup>th</sup> Street Cleveland, Ohio 44114

## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence (along with any paper referenced as being attached or enclosed) is being deposited on the below date with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450. Alexandria, VA 22313 1450.

Date: 8-20-2003

Jeffrey R. Sadlowski

PTO/SB/08A (04-03)

Approved for use through 04/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Substitution 1449/PTO

Sheet 1

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known			
Application Number	09/870,292		
Filing Date	May 30, 2001		
First Named Inventor	Platt		
Art Unit	2183		
Examiner Name	Unknown		
Attorney Docket Number	MS158318.1/MSFTP241US		

ction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

				T DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (d known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		<sup>US-</sup> 6,370,526	04-09-2002	Agrawal, et al.	
		<sup>US-</sup> 6,195,622	01-27-2001	Altschuler, et al.	
		<sup>US-</sup> 6,085,226	07-04-2000	Horvitz	
		<sup>US-</sup> 6,049,777	04-11-2000	Sheena, et al.	RECEIVED
		<sup>US-</sup> 5,616,876	04-01-1997	Cluts	HECEIVED
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3 -</sup> Number <sup>4 -</sup> Kind Code <sup>5</sup> ( <i>if known</i> )  MM-DD-YYYY		Or Relevant Figures Appear	T <sup>6</sup>	
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Examiner	Date	
Signature	Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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Substitute for form 1449/2002 & T. Alb.				Application Number	09/870,292		
INF	ORMATION	I DIS	CLOSURE	Filing Date	May 30, 2001		
STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	Platt		
(Use as many sheets as necessary)				Art Unit	2183		
			ecessary	Examiner Name	Unknown		
Sheet	2	of	2	Attorney Docket Number	MS158318.1/MSFTP241US	$\mathcal{I}$	

	1	NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
		A. MUFIT FERMAN, JAMES E. ERRICO, PETER VAN BEEK, and M. IBRAHIM SEZAN. Content-based Filtering and	
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<sup>2</sup> Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

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